

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION

THIS DOCUMENT RELATES TO:

*United Food & Commercial Workers
Health & Welfare Fund of Northeastern
Penn.*, Case No. 17-op-45177

*Sheet Metal Workers Local No. 25
Health & Welfare Fund*, Case No. 18-
op-45002

Louisiana Assessors Ins. Fund, Case
No. 18-op-46223

*Pioneer Telephone Cooperative Inc.
Employee Benefits Plan*, Case No. 18-
op-46186

MDL No. 2804

Case No. 1:17-md-2804

Judge Dan Aaron Polster

**PARTIES' JOINT MOTION TO MODIFY THE CASE MANAGEMENT ORDER FOR
THIRD PARTY PAYOR BELLWETHER CASES**

On October 2, 2024, the Court entered the Second Amended Case Management Order for Third Party Payor Bellwether Cases, ECF No. 5666. The Court subsequently modified certain deadlines in the Second Amended Case Management Order. *See* ECF No. 5814, 5815, 6039. The Court has previously indicated that any party may apply at any time for a modification or exception to its Case Management Orders. *See, e.g.*, Case Management Order One, Apr. 11, 2018, ECF No. 232.

Deadlines in the Second Amended Case Management Order for Third Party Payor Bellwether Cases require modification because the initial fact discovery ordered in these

bellwether cases remains ongoing, which impacts the operative deadlines in the Case Management Order. As such, the Parties jointly request the following modifications to the Court's Second Amended Case Management Order, ECF No. 5666:

CMO Provision	Current Date	Revised Date
TPPs to complete production of BW claims data (Section F.1)	November 8, 2024	July 21, 2025
Deadline to raise disagreements regarding custodians and search terms (Section F.2.iii)	January 17, 2025	September 29, 2025
Deadline to commence custodial document productions, which must continue on rolling basis (Section F.2.iv)	March 14, 2025	November 24, 2025
Deadline to serve written discovery on parties (Section F.2.v)	July 31, 2025	April 13, 2026
Deadline to complete document productions (Section F.2.vi)	August 29, 2025	May 11, 2026
Deadline to serve third-party subpoenas (Section F.2.vii)	September 12, 2025	May 26, 2026
Close of party fact discovery and third-party discovery (Section F.2.viii)	December 12, 2025	August 24, 2026
TPPs to serve expert reports and provide two proposed deposition dates (Section H.1)	January 30, 2026	October 13, 2026
Window for TPP expert depositions (Section H.1)	February 20 – March 13, 2026	November 2, 2026 – November 23, 2026
Defendants to serve expert reports and provide two proposed deposition dates (Section H.2)	March 31, 2026	December 11, 2026
Window for Defendant expert depositions (Section H.2)	April 21 – May 12, 2026	January 6, 2027 – January 27, 2027
<i>Daubert</i> and Dispositive Motions (Section I.1)	June 2, 2026	February 16, 2027
Responses to <i>Daubert</i> and Dispositive Motions (Section I.1)	August 3, 2026	April 19, 2027
Replies to <i>Daubert</i> and Dispositive Motions (Section I.1)	September 2, 2026	May 19, 2027

Good cause supports granting this request for the reasons identified above. The Parties have met and conferred concerning the requested modification and granting it will enable this matter to proceed in an efficient manner. All other provisions included in the Second Amended Case Management Order for Third Party Payor Bellwether Cases (ECF No. 5666) would remain unaffected.

Dated: June 12, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 12, 2025, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system. Copies will be served upon counsel of record by, and may be obtained through, the Court CM/ECF system.

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